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**From:** Calanog, Steve [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=135FB462487C4C1CBB8380F984A56774-SCALANOG]  
**Sent:** 7/2/2019 1:49:30 PM  
**To:** Zein, Maher [Maher.Zein@arcadis.com]  
**CC:** Makerov, Mike [Mike.Makerov@BNSF.com]  
**Subject:** RE: Haystack Mine Conf Call Notes of 6/21/19

Thanks Maher

**Steve Calanog**  
**Federal On-Scene Coordinator**  
**Emergency Response Section**  
**US Environmental Protection Agency**

**415-595-8350 (m)**

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**From:** Zein, Maher <Maher.Zein@arcadis.com>  
**Sent:** Monday, July 1, 2019 6:39 PM  
**To:** Calanog, Steve <Calanog.Steve@epa.gov>  
**Cc:** Makerov, Mike <Mike.Makerov@BNSF.com>  
**Subject:** RE: Haystack Mine Conf Call Notes of 6/21/19

Hi Steve,

I forgot to answer your question about the name of BNSF's Outside Counsel. It's David Metres.

Maher

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**From:** Zein, Maher  
**Sent:** Monday, July 1, 2019 10:19 AM  
**To:** Calanog, Steve <Calanog.Steve@epa.gov>; Makerov, Mike <Mike.Makerov@BNSF.com>; Stegman, Allen M <allen.stegman@bnsf.com>; Werth, Drew <Andrew.Werth@arcadis.com>; Vivian Craig <viviancraig@navajo-nsn.gov>; Tom, Priscilla <Tom.Priscilla@epa.gov>; Gallo, Madeline <Gallo.Madeline@epa.gov>  
**Cc:** Chilingaryan, Sona <Chilingaryan.Sona@epa.gov>  
**Subject:** RE: Haystack Mine Conf Call Notes of 6/21/19

Hi Steve,

Thank you for providing this summary.

Please note that Baca Chapter notified Vivian last week that BNSF was not required to attend the Chapter Planning Meeting in person to request participation in the next Chapter Meeting. Instead, the request can be submitted via email, which BNSF completed on Friday (June 28<sup>th</sup>).

Regards,

**Maher M. Zein, PhD, PE, QSD/QSP, QISP, ENV SP** | Senior Environmental Engineer/Certified Project Manager |  
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**From:** Calanog, Steve <[Calanog.Steve@epa.gov](mailto:Calanog.Steve@epa.gov)>  
**Sent:** Monday, July 1, 2019 10:05 AM  
**To:** Makerov, Mike <[Mike.Makerov@BNSF.com](mailto:Mike.Makerov@BNSF.com)>; Stegman, Allen M <[allen.stegman@bnsf.com](mailto:allen.stegman@bnsf.com)>; Werth, Drew <[Andrew.Werth@arcadis.com](mailto:Andrew.Werth@arcadis.com)>; Zein, Maher <[Maher.Zein@arcadis.com](mailto:Maher.Zein@arcadis.com)>; Vivian Craig <[viviancraig@navajo-nsn.gov](mailto:viviancraig@navajo-nsn.gov)>; Tom, Priscilla <[Tom.Priscilla@epa.gov](mailto:Tom.Priscilla@epa.gov)>; Gallo, Madeline <[Gallo.Madeline@epa.gov](mailto:Gallo.Madeline@epa.gov)>  
**Cc:** Chilingaryan, Sona <[Chilingaryan.Sona@epa.gov](mailto:Chilingaryan.Sona@epa.gov)>  
**Subject:** Haystack Mine Conf Call Notes of 6/21/19

Call notes – BNSF, NNEPA, USEPA biweekly call on TCRA Implementation at Haystack Mine Site, June 21, 2019

Participants:

- BNSF: Mike Makerov; Allen Stegman
  - o BNSF Outside Counsel: David – Can you let us know David's last name?
  - o Arcadis: Drew Werth, Maher Zein
- NNEPA: Vivian Craig
- USEPA: Steve Calanog; Priscilla Tom; Madeline Gallo

1. Health and Safety topic: tick prevention, courtesy of Arcadis
2. Status of relocation efforts:

BNSF submitted a draft MOU to BIA on May 28. Since our last meeting, BIA sent a letter to BNSF that explained its process of considering the proximity of a proposed residential lease to hazardous materials or potential hazards. BIA did not approve or sign the MOU, or offer any comments. Thus, it appears that BIA will be relying on its existing residential lease approval process and will not be entering into an MOU with BNSF.

BNSF has engaged a Navajo contractor, DCRM, to complete tasks necessary for the new residential lease site for the Vandevs. BNSF expects to get the scope of work from DCRM next week. The scope of work will include the necessary surveys (including cultural resource survey and wildlife survey). DCRM completed the cultural resource survey and biological survey for BNSF as required under the AOC two years ago, and supplemented their work last fall.

Vivian stated again that Lester Tsosie is prepared to expedite the residential lease approval. Vivian estimated that if Steve Calanog can provide a letter to explain that this relocation is part of the TCRA, the lease approval would happen very quickly, and she offered to take it to the necessary offices for approval. She hopes that it will be approved within two weeks of submission, which is Navajo Land Department's expectation. Vivian will help get the Vandevs started on the lease application as soon as BNSF is ready.

BNSF said that its next step is to get a draft agreement/relocation package to the Ex. 9 Personal Privacy (PP) BNSF needs to discuss it internally before sharing it, and it will probably include the information on the modular homes to be offered.

For now, BNSF agreed to let Vivian tell the family that BNSF is moving forward and trying to expedite the leasing process.

### 3. Community liaison

Since the last call, BNSF discussed potential community liaisons with Priscilla and Vivian. Instead of selecting someone from the pool BNSF was considering, Vivian suggested, and BNSF agreed, to ask the community who is interested in this position and who would be a good fit for it. In order to do so, BNSF will attend the Baca Chapter Planning Meeting on July 1 and make a presentation about why BNSF wants to be on the Baca Chapter Meeting agenda. The planning committee will then decide when to have a Baca Chapter Meeting, at which BNSF can present its proposed schedule, planned work, and ask for assistance in identifying an appropriate community liaison.

Vivian instructed BNSF not to name the families to be relocated at the Baca Chapter Planning Meeting and Baca Chapter Meeting. If anyone asks, BNSF should say that their names are confidential. There could be tension about the families receiving new homes.

### 4. BNSF committed to the following next steps:

- A. Proceed with DCRM on scope of work for surveys for the residential lease site
- B. Discuss the relocation package internally, so that it can be shared with the family soon
- C. Attend the July 1 Baca Chapter Planning Meeting to request to be on the agenda for the next Chapter Meeting
- D. Postpone next call with this group from July 5 to July 12, due to holiday conflicts

Let me know if you have any questions or comments.

**Steve Calanog**  
**Federal On-Scene Coordinator**  
**Emergency Response Section**  
**US Environmental Protection Agency**

**415-595-8350 (m)**

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